

Morgan Lewis

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January 24, 2019

Via Overnight Courier

Donna Nickerson, Secretary
Delaware Public Service Commission
Cannon Building
861 Silver Lake Boulevard, Suite 100
Dover, DE 19904

**Re: Application of Fiber Technologies Networks, L.L.C. for Approval to
Abandon Its Certificate of Public Convenience and Necessity**

Dear Secretary Nickerson:

On behalf of Crown Castle Fiber LLC ("Crown Castle Fiber"), as successor in interest to Fiber Technologies Networks, L.L.C. ("Fibertech" together with Crown Castle Fiber, the "Company"), enclosed for filing are an original and ten (10) copies of the above-referenced Application for Approval to Abandon Fibertech's Certificate of Public Convenience and Necessity. Also enclosed is a check in the amount of \$150.00 to cover the requisite filing fee.

Please date-stamp the extra copy and return it in the envelope provided. Pursuant to the Commission's rules, a copy of this filing is being served in the Division of Public Advocate. Should you have any questions, please do not hesitate to contact me.

Respectfully submitted,



Brooke McGlinn (DE Bar # 4884)

Counsel for the Company

cc: Division of Public Advocate
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Wilmington, DE 19801

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STATE OF DELAWARE
THE PUBLIC SERVICE COMMISSION
CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 100
DOVER, DELAWARE 19904

TELEPHONE: (302) 736-7529
TELECOPIER: (302) 739-4849

FILING COVER SHEET

1. NAME OF APPLICANT: Fiber Technologies Networks, L.L.C.
2. TYPE OF FILING: RATE CHANGE ☐
FUEL ADJUSTMENT ☐
ADMINISTRATIVE ☐
CPCN ☐
NEW SERVICE OFFERING ☐
OTHER - DESCRIBE Section 206A(d)(1) Abandonment
- IF A TELECOMMUNICATIONS FILING, WHAT TYPE OF SERVICE IS IMPACTED?
BASIC ☐ COMPETITIVE ☒ DISCRETIONARY ☐
3. PROPOSED EFFECTIVE DATE: January 1, 2019
- IS EXPEDITED TREATMENT REQUESTED? YES ☒ NO ☐
4. SHORT SUMMARY OF FILING: Application seeking cancellation of Fiber Technologies Networks, L.L.C. CPCN and tariffs in light of consolidation into its affiliate Crown Castle Fiber LLC
5. DOES THIS FILING RELATE TO OTHER DOCKETS: YES ☒ NO ☐
IF YES, LIST DOCKET(S) NO(S): PSC Docket Nos. 00-562; 03-463; 15-0952; 18-0909
6. IS PUBLIC NOTICE REQUIRED? YES ☐ NO ☒
IF YES, PLEASE ATTACH COPY OF PROPOSED PUBLIC NOTICE.
7. APPLICANT'S CONTACT PERSON: NAME: Brooke E. McGlinn
TITLE: Associate, Morgan Lewis & Bockius LLP
PHONE: 215-963-5404
FAX: 215-963-5001
EMAIL: brooke.mcglinn@morganlewis.com
WEBSITE (IF APPLICABLE) _____
8. DID YOU PROVIDE A COMPLETE COPY OF THE FILING TO THE PUBLIC ADVOCATE?
YES ☒ NO ☐ IF YES, WHEN? January 24, 2019
9. FILING FEE ENCLOSED: AMOUNT: \$ 150.00

NOTE: House Bill 681, enacted into law 7/13/98, authorizes the Commission to recover the cost of time spent by in-house staff to process all filings initiated after the date of enactment. You may be required to reimburse the Commission for staff time.

**BEFORE THE
DELAWARE PUBLIC SERVICE COMMISSION**

Application of)	
)	
Fiber Technologies Networks, L.L.C.)	PSC Docket No. _____
)	
for Approval to Abandon Its Certificate)	
of Public Convenience and Necessity)	

APPLICATION

WHEREAS, 26 Del. C. § 203A(d)(1) provides that no public utility shall abandon or discontinue, in whole or in part, any business, operations or services provided under a certificate of public convenience and necessity or otherwise which are subject to jurisdiction of the Commission without first having received Commission approval for such abandonment or discontinuance; and,

WHEREAS, Fiber Technologies Networks, L.L.C. (“Fibertech”) holds a Certificate of Public Convenience and Necessity (“Certificate”) granted by Order No. 6310 issued in PSC Docket No. 03-463, to provide facilities-based and resold telecommunications services;

WHEREAS, on December 31, 2018, Fibertech was consolidated into its affiliate, Crown Castle Fiber LLC (“Crown Castle Fiber”), as described in Report No. 18-CR-1510-NDS and therefore no longer exists as a separate corporate entity;

WHEREAS, effective January 1, 2019, Fibertech’s customers in Delaware are served by Crown Castle Fiber pursuant to Crown Castle Fiber’s Certificates granted in Order No. 5654 issued by the Commission in PSC Docket No. 00-562;¹

¹ The original certificates were granted to Consolidated Edison Communications, Inc., which merged with and into Con Edison Communications, LLC. The company then changed its name to RCN New York Communications, LLC and subsequently to Sidera Networks, LLC. In 2015, the company further changed its name to Lightower Fiber Networks II, LLC. *See* PSC Docket No. 15-0952. In May 2018, the company changed its name to Crown Castle Fiber LLC. *See* PSC Docket No. 18-0909.

WHEREAS, Crown Castle Fiber requests that the Commission (a) cancel Fibertech's Certificate and tariffs effective January 1, 2019 and (b) with respect to Fibertech's bond, release the surety from liability under, and authorize the surety to cancel, the bond of credit of Fibertech and (c) to the extent the original bond was submitted to the Commission, return it the original bond to the Company;

WHEREAS, Crown Castle Fiber states under oath that the abandonment or discontinuance of Fibertech's Certificate is reasonable, necessary and not unduly disruptive to the present or future public convenience and necessity and that;

NOW THEREFORE, by the filing of this verified application Crown Castle Fiber seeks the entry of an Order by the Delaware Public Service Commission canceling and terminating Fibertech's Certificate and withdrawal of any tariff(s) of Fibertech on file effective January 1, 2019.

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COMMONWEALTH OF PENNSYLVANIA

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§

COUNTY OF WASHINGTON

I, Neil Dickson, am Vice President – Corporate and Commercial Transactions of Crown Castle Fiber LLC, on my oath say that the foregoing application to abandon the Certificate of Public Convenience and Necessity held by Fiber Technologies Networks, L.L.C. in the State of Delaware is true and correct to the best of my knowledge, information and belief and that I am an officer of the applying entity with full authority to make such application and representations.



Neil Dickson
Vice President – Corporate and Commercial
Transactions
Crown Castle Fiber LLC (successor-in-interest to
Fiber Technologies Networks, L.L.C.)

SIGNED AND SWORN TO (OR AFFIRMED) BEFORE ME BY

Neil Dickson

(name of person making statement)

THIS 22nd DAY OF January, 2019.



Commonwealth of Pennsylvania - Notary Seal
Sally Dioguardi, Notary Public
Washington County
My commission expires April 1, 2020
Commission number 1240888
Member, Pennsylvania Association of Notaries



(signature of notarial officer)

Notary Public

(title and rank)

My Commission expires April 1, 2020

FOR PSC USE ONLY

PSC DOCKET NO. _____

DATE RECEIVED _____

APPROVED BY ORDER NO. _____